ers, and fancied their declining to resist the process of a United States officer was a trick-a piece of Yankee custing. Jidgo Cato was remarkably cocile. The prisoners were bound on er to appear at the June term of the Court at Tecamich, but for fear that built might be a difficulty, each man gave bond in his personal security. It may be that the fate of Lecompte was before Judge Calo's eyes.

The prisoners were dissatisfied that the Legisla ture had not "adjourned from time to time" till they were at liberty. But all-prisoners and menaced legislators, arrested and non acrested have gove to their homes.

From Our Special Corresponden LECOMPTON, K. T., Jan. 10, 1857.

The Gevernor-I mean Governor Geary, for we have no other new-rad no hand in the interruption of the Free S ate Legislature by a rests. It wes purely a Pro Slavery maneuver. I am not so sure that the Governor had nothing to do with securing the other circumstances which tended to overwhelm the Free-State organization for the present. But let that pass; if he did, it was by the less objectionable, or at least more cultivated mode of intrigue. The action of those who surrendered themselves, as it happened, was a favorable circumstance for Gov. Geary. Part of the design was to apply to Gov. Geary for troops when the rebellious legislators should refuse to surrender themselves, as it was supposed they would. It had also been calculated that Gov. Geary would refu-to let them be used in such an enterprise. A doubt purpose would thus be effected. They would have a weapon to break Gov. Geary's head with, and an excure for raising another mob to march agains Topeka and wipe out "Abolition" Legislatures for ever. The untimely surrender of the people's representatives, and the sequel that followed, knocked the calculation on the head. They, however, ap-

pear to be in the humor to try again.

I learn that an effort is being made in Lawrence to frame a petition for the release of the prisoners that will omit all objectionable features. Perhaps the current of even's may cause it to be favorably received; but we shall see. Old Gov. Shatmen has returned to Lecompton

His doing so is a singular movement for a deposed uler. Perhaps be was not popular anywhere else ind remembered his jolly gubernatorial days. Haroposes to engage in the profession of law; I pro-nume he will have a liberal attendance at the bar. carn the reasons why the Shawnee lands have been thrown open for preemption, but cannot the time when they will. The Indians have y days after the surveys are approved to con-a their location before the lands are open. The royal of the surveys has been deferred on pur-It has been runneed that it was owing to recteurees, but this I learn is not so. Those to bottom of it know their own reasons, and I not guess at them. I believe they will be aproted ere long, but will ascertain exactly when ad keep your readers apprised. I think it would iter now if they were not opened until after bring emigrations arrive. These lands will nable immediately after they are located.

ities are stirred up a little in Lecompton; I politics of the election kind. A member of ogus Council, Mr. Chapman, was guilty of er, or of killing a brother Pre-Slavery man. not been tried, but is under bail-bonds. As r was popular with his Pro-Sisvery confed-they intend to venit him out of the Council der a new election. Already candidates to the post. Sheriff Jones is the most promand the Simon-pure "Law and Order Christian, the little conservative, Pro-. Irish lawyer, who acts as a go-between to le of Lawrence and the Territorial Courts, that he should not be "so objectionable," and been drumming up on the issue of "not so Capt. Hampton, the convict master here, like to be a candidate. He expects some avery votes, and as he is the "humane to is" and Geary candidate, he thinks if the State people were to vote for him he would seted, which I do not doubt. These three ats are bad, worse, and worst. I do not that the Free-State people will be tempted to under the bogus laws in these circumstances. tioner to sell the Delaware lands, has returned is now at the Indian village on the Delaware lands, the Robinson, the re agent, lives. I am told he has come to the lots in Leavenworth City to the holders. nowed yesterday, and to-day it is cold. It is ry Winter. So stormy and cold and bleak is repect, that I fear the Pro-Slavery Conven ch is to assemble on Monday, will hardly off: or that under the adverse circumstance as old Judge Wakefield said

OGUS LEGISLATURE, FIRST DAY.

or two Free-State Governors.

COUNCIL CHAMBER, LECOMPTON, K. T., Jan. 12, 1857.

THE COUNCIL.

noon to day the Council or upper House of Begus Territorial Legislature met in this place.

body is constituted of thirteen members, are of whom are here. The other, Mr. Chaphas, I believe, sent his resignation to the ior. The body was opened with prayer by remor. The body was opened with prayer by Rev. Thomas Johnson of the Shawnee Mission Bodist Church South, who is the President of Council. The Council organized by electing t of the old efficers who acted while sitting at Shawnce Mission. Thomas Johnson, President:

H. Rees of Leavenworth, President pro tem.; Hugher, Clerk; Charles Grover, Assistant and D. Scott Boyle, Engrossing Clerk, and Boyle were of the party that lynched The Council having organized, adjourned 13 o'clock p. m. sort had been received from the House,

had not completed its organization. ware two new men elected to fill vacarcies. Wm. Barber having died, Mr. Little was ated in his place; and John Donalson having re-tired another appointment, resigned some time a and Mr. Marshall was appointed in his place, as general attendance in both bodies shows that is no flagging, or desire to flag, on the part of 6 Pro-Slavery men.
A Committee having been appointed to draft res-

lations concerning the death of Barber, reported, brough its Chairman, Mr. Rees, after the usual in such esses made and provided, commence. "When, in the dispensation of Providence." to, which might have read, "When, by drinking too much whisky." Win Barber was from Illinois, and later from Missouri; was a comp sutler about Fort Scott, and after being elected Brigadier-General by the bogus Legislature of which he was a

member, literally drank himself to death.

Mr. Eastin introduced a resolution that seats
outside of the bar be provided for spectators, which was adopted. The same Gen, Eastin, who seemed have a tolerably well-defined idea of the ameni he have a tolerably well-defined idea of the ameni-bles of life, introduced another resolution, which gave rise to the only discussion in the Council, and quite an incident. It had relation to your corre-ipondent. Mr. Eastin's resolution was that report-srs be admitted within the bar, and be provided with a bench and seats. This was objected to by Major-Gen. Richardson (the author of the black or dave law), on the ground that it would not do to dmit every one. He stated that he saw in the dmit every one. obby the correspondent of THE NEW-YORK TRIB-NE, against whom he thought it proper to make a w remarks. He intended to be severe. Mr. Rees upported Gen. Eastin's motion. He said he was favor of perfect liberty to all, in this respect. bey could not keep the reporters in question from criting and pouring out their ink, and by refusing em admittance they would only give them some undation for saying that they wished to suppress

(a not very complimentary epithet was inserted For the credit of the Council I am happy to state

that the resolution of Gen. Eastly prevailed-the Council merely reserving the privilege of expelling

may reporter it may see fit. It was after sundown when a messenger from the other body announced that it had completed its organization, but added that it had adjourned on doing to. The Council adjourned until to-morrow morang at 10 o'clock.

THE HOUSE.

Out of some thirty-three members of the lower branch of the bogus Legislature, not less than thirty are here. Many of them are the old members that figured at the Shawnee Mission, but there are some new bands, and among these a few of the Southerners of last season's importation.

The whole day was consumed in organizing, most of it in electing Speaker. After a great many ballotings and the usual amount of log-rolling, Mr. Mathias of Leavenworth was elected Speaker: Dr. Tibbs of Platte County, Mo., Speaker pro tem. Mr. Bishop, Clerk; Mr. Fleming, of The Leaven worth Journal, Assistant Clerk.

An incident worthy of note occurred on the election of Sergeant at Arms A Capt. Robertson was proposed for the office, and the proposer urged his claims on the ground that he had been a "gallant soldier," and wounded at the battle of Hickory Point. This appeal carried the day, Robertson re ceiving all the votes except two. So we go. Some twenty-five Free-State prisoners are languishing in prison for the same Hickory Point affair; and here, me of the Pro-Slavery combatants is elected Sergeant-at-Arms of the Territorial Legislature, for his peritorious services.

Encouraged by the success of this hero, an elderly member proposed a Mr. Jackson for Door-keeper. He made an elaborate speech, in which be stated that the would-be Doorkeeper had "fit bravely at Tippecanoe," and had been in his country's service over since; adding that since he came to the Territory he had been faithful to the cause, although he did not specify any particular act, bloody field on which he had distinguished himself.

Having completed its organization, the House adjourned. While I cannot prenounce yet on all they will do, it is sufficiently clear that a spirit of compromise with the Free-State men is very far from their thoughts. They are hopeful, deter-mined, implacable, and will, if possible, forge additional fetters for the settlers of Kansas.

THE PRO-SLAVERY CONVENTION AT LECOMPTON.

LECOMPTON, K. T., Jan. 13, 1857 "Law and Order" is under a cloud. Stringfellow and this Convention have just decided that making Kansas a Slave State is their real and only object. "Law and Order," which was developed at the Leavenworth Convention, has emerged from the chrysalis state to full blown Pro-Slaveryian; or rather the flimsy pretension of Law and Order has become too ridiculous to be serviceable.

The Pro-Slavery Convention met yesterday forenoon, but it was merely a secret session to arrange matters and caucus. It adjourned until 7 o'clock last evening. At that time it convened, and the Legislative Hall where they met was pretty full. Col. Coffey, member of the Council, was elected President pro tem. A Mr. Espigard acted as Secretary. The whole of last night until a late hour was spent in organizing the Convention. The fact was, that owing to be length of time taken to orguize the House, Gov. Geary's message has not bee : delivered, and the apostles of "Squatter Sorereignty," "Law and Order," and Pro-Slaveryism, now convened here, want to digest that document before they evolve their future policy.

Although the Convention was not organized, we have had a great deal of discussion and no small degree of expenditure of eloquence. A motion having been made to have a Committee on Creden tials appointed, Dr. Stringfellow opened the ball by offering an amendment, thus:
"Whereas, A Pre Slavery Convention has been called its ascemble here, and whereas there is a motion to appoint a Com-

"Barrens A Fre shaver Contention to appoint a Committee on Creentista,
"Resolved That no person who is not a Pro Slaver, manifold the Marrens as delicate, or paricipate."

Mr. Nuisome of Tecumseh objected to this. He was one of the few in the assembly who seemed to lean toward a moderate policy. He insisted that they should retain the name of "Law and Order." He even intimated that there was a certain portion of the Free State party who would unite with them on that ground to enforce the Territorial laws, and said that nothing should be done to discourage them. This gentleman was not very logical in his argument nor clear in his conclusions.

Dr. Stringfellow at once replied to kim.

Dector said if any Free-State man wantet to help them to make Kansas a Slave State, he had no objections to acting with him; he had nothing against such; but he did not see kow any Froe-State man should want to be a delegate to a Pro-Savery Con-

At this time there was a great deal of disorderly speaking and acting. At times the meeting was a perfect Babel-shouts and cries for different speakers, yells of "Order," applause and hisses, fairly

drowned everything.

Mr. Henderson, of The Leavenmorth Journal, said that Law and Order and Pro-Slavery were synony. mens terms; that they were so understood, and so in point of fact. Mr. Johnson of Leavenworth made a magnificently eloquent harangne on the fact that they were not engaged in child's play; that the most serious interests of the country were con-

A vote having at last been obtained on the quation, Dr. Stringfellow's resolution was carried almost unanimously. In fact there were only three

dissenting voices, and the conservative party was snuffed out pretty effectually.

An effort was made and persistently kept up to get a permanent organization for the Convention, but as the simon pures determined that nothing of the kind should be done till it was ascertained should vote, it was voted down every time it was brought up. This caused another hubbub. At last the Committee on Credentials reported. Their report was that each county should be called

for and the delegates named. This action resulted I suppose, from the fact that none of them had cre-The delegations reported certain'y look like it. There were fifty delegates from Leaven worth, sixteen from Douglas County, and so The parties round the President's dosk named them and they had it all among themselves.

Gen. Clark, the ex-Indian Agent, was among the Gen. Clara, the ex-Indian Agent, was among the delegates from Douglas County. Ex-Gov. Shannen, with his gray hair and stooped figure, was polaing about, but beither spoke nor acted as delegate this time. Gen. Calhoun made a sort of a speech. Atchisen is not here, and several other notable Berder men are absent, but there is a quorum of the Berder Ruffians here, beyond all questions of the Berder Ruffians here, beyond all questions of the Berder Ruffians here. ion, and from the indications we shall have music

to-merrow.
Attention was called in the Convention last night to the fact that "some Abolitionists were in the room reporting, and several manifestations of wrath were visible. This was merely a design to set some of the more reckless on us. It is more wrath were visible. This was merely a design to set some of the more reckless on us. It is more than likely that they may not let me in to-morrow.

Dr. Stringfellow said that if the reporters came next morning they should be thrown out of the window. Should they make a heave-offering of "Yours truly," do not be surprised. I intend to be remarkable some and

remarkably quiet and conservative; but they eve me as they would an ogre, or Three-fingered Jack. The Convention adjourned till 10 to-day, but will do nothing till after the Governor's Message is de-

CASE OF THE PRISONERS IN KANSAS.

To the Editor of The N. V. Tesbane.
Sin: Our fellow-citizens in the Lecompton full are almost entirely destitute of books, and their papers, tike Burrouh's scanty meal, are half devoured before they get them. Please let your readers know that any pa pers, monthlies or other books sent by mail, care of Capt. Hampton, their present kind and courteous keeper, will be duly put into their hands. Their cordition is a painful one, and whatever we may hope for Freedom in the future, they are now suffering imprisonment in a wretched little cable for resisting, at the peril ment in a writecod man to tyranny.

of life, the encroschments of tyranny.

W. E. WOODBUST.

MORE GARROTING

DARING HIGHWAY ROBBERY

On Thursday evening Hugh O'Harran of Massachusette, from which State he had arrived the after soon previous, was passing the corner of West and Robinson streets, when three men appreached him from behind, and he was instantly seized back of the neck, tripped up and dashed upon the pavement. The robbers then plusdered him of \$197 in bank bills, and fled. Harran made his way to the Third Ward Police Station, where he gave a partial description of the robbers, and the following morning Officers Elder, Ayres, and Beam arrested James Kelle, a youth righteen years of age, and John Clark, an Irish waiter, as being two of the thieves. Clark was identified by Harran as the one who held him down, and Kelly was recognized by him as the one who rifled his pockets. The prisoners were locked up by Justice Connolly for triol.

ANOTHER ENCOUNTER WITH GARROTERS. On Thursday morning early, two gentlemen whose employment on a morning paper obliges them to keep rather inconvenient hours while on their way home, passing through Ludlow street, near Delancy, saw a man lasking about the corner. A short dutance away two other men were discovered, and near by a fourth. Not far off, the gentleman came across a man lying insensible on the ground; his pantaloous pockets were inside out, and in his vest pocket was found a ball ticket and an order of dancing. He was picked up and with the aid of a policeman carried to the Teath Ward Station-House. No doubt he had fallen a victim to the garroters. After leaving the Station-House the two gentleman continued their way home, and soon encountered the four suspicious looking men again. One of them carried a small lamp, and appeared to be drunk; he was rather uncertain in his gait, and indulged in statches of bacchanalian songs. The belated travelers hurried on, and one of them, reaching his home, bade the other good night. The remaining gentleman was soon overtaken by the four persons, when the chap with the light asked him what time it was. Gent replied that it was about half-past four. He was teld to be certain of it, and to look at his watch. He replied that he had none, when the man with the light ejeculated to a companion, "You take hold of him, Bill, and we'll soon know the time." this the intended victim took to his heels, the garrotees after him, when, turning a corner a policeman was discovered near by, and the rogues departed. Such renconters are every night becoming more frequent.

ANOTHER CASE.

Our highway robbers are growing more and more bold, as an incident which occurred at Madison square at about 9 o'clock on Thursday evening goes to show. A gentleman was passing along the square side walk, opposite the Hippodrome, when he was set upon by two ruffians, one on each side. The first seized his eft hand, while the second grasped his throat. The gentleman happened to be swinging a light cane with a aden head in his right hand. By a lucky impulse he brought it over his shoulder and upon the head of one of the villains, felling him to the ground, where he lay senseless. His fellow released his hold and took to his heels. The person attacked, instead of ficishing the scoundrel who was down, also took to his heels, we regret to say; and the cool air conbiless soon brought the regue to his senses.

CITY ITEMS.

ANDREAS COTERIE.-The second annual Musical Terpsicherean Festival of the American Coterie at Niblo's Saloen on Wednesday night, was a happy afair, and passed off to the satisfaction of all concerned. At the supper table speeches were made by Messrs. Wheeler, Bailey, Gwyn, Taylor, and others. The festivities were kept up till near the morning's dawn.

The City Guard Ball, which has been on the tapis for some time past, came off at the Academy of Music on Thursday night, and was in every respect a brilliant affair. The parquette was floored over and the stage so arranged with drapery as to represent, when viewed from the dress circle, the appearance of a vest margne. At the rear of this grand hall so formed appeared the words, "City Guard," Two orchestras, ed by Harvey B. Dodworth, were stationed on each side of the house. The programme dansante was composed of quadrilles, polkas, Redowa Waltz, Kameraida's and Varsovieures, music for which being performed by one band the other band performing at the termination of each dance relections from William Tell, Fille du Regiment, Il Troyatore, Robert le Diable, and other operas, for promenade. The company was large, yet not too large for comfort, and the dancers were not crowded, so that all the lovers of the Terpsichorian art esjoyed themsels es to their heart's desire The dress circles were filled with ladies and gentle-

The members of the Guard were in uniform of blue pants and drab coat, and were not lacking in attention to the guests. Among the company we noticed Col. Van Buren, Col. Duryea, Major Davis, and other prominent mulitary men connected with the First Division N. Y. S. M. The Floor Committee was composed of Lieut, T. C. De Luce, Quarter-Master H. L. Stevens, Orderly T. Edwards, Sergeant J. S. Smyth, jr., Privates, Molyneux Bell, G. G. Mitchell, A. G. Walce. A. L. Souire and W. S. Mellor.

At the supper given to the invited guests toasts were rank, and speeches made by Paymaster Henriques, Cart. N. R. La Bau, Cel. Duryea, Capt. Le Fever,

The ball opened at 10 o'clock, and dateing was kept up with but slight cessation until a late hour of the night. The re-union was a merry and a pleasant one, and all seemed to enjoy themselves.

THE STORM AND COLD-EFFECTS UPON FOOL Prices -The expected supply of beef cattle, detained y the storm, falled to arrive at Forty-fourth street, to eet the demands of buyers at the small market usually held on Friday, and consequently the price of what cattle were there ruled somewhat above the price of Wednerday, and butchers begin to look with some anxiety toward next week. Unless the railroads are more fortunate in keeping open we shall certainly feel the effect of our dependence upon them for food pretty seriously in the course of another week. Forunately the express lines brought in a large addition the stock of poultry while the roads were free on Wednesday and Thursday. At the two houses is Washington etreet, which we have frequently quote-from Miles & Bartlett, and Carpenter, Young & Co.) we saw some very large receipts on Thursday of Ohio poultry, and we are sorry to say some of it was in abomicably had condition but it sold at an advance upon the prices we quoted last Saturday, and the marhet was more active. The following are the prices by he box: Good fair turkeys, 19; #1 fc.; rough, badly ressed turkeys, 9 a 10c.; good handsome geese, 9 te : ordinary Western geore, 7@ Sc. A lot of Carenter, Young & Co.'s looked as though they had een smoked with pine wood, yet were fat, but owing their black looks would not sell readily for 60; if well dressed they would have sold at 10c. The best fowls sold at 10c.; ordinary at 9c., and some very large lots at Miles & Barlett's, from Ohio, badly fatted. badly Cozes, scandalously dressed, stupidly packed, at 7 PSc. In centrast, they had a lot of Ohio ducks that were just as fine as need be. These sold at 15c. The supply of grouse is large and very cheap-say De. per pair. Venisen, too, is very abundant, and ery good and very cheap-only lie. " Ib for fine sad-. We repeat, we need not despair if cartle should be scarce and beef high while poultry and game is so plenty and so cheap.

Selected of Diamonds. -On Thursday the Coston-House officers selved a package of diamonds of great value as contraband. They were accidentally discovered in the Public Store by opening a box of tm-

ported goods belonging to Henle Brothers, No. 26 Maiden lane, at the bottom instead of the top. Tan officers discovered a false bottom with the diamands concraied within it, and seized them as amuggled goods. The above firm are large dealers in precious stones, and this was a pertion only of a lot of goods belonging to them. As it was suspected that other boxes which had been passed might contain similar precious art che concealed in the same manner, an agent of the Government was immediately dispatched to Philadelphis to seize such as might be found there. The gems coned were worth \$6,000. The Custom-House autherities have seized all the diamonds and precious stones in the store of Messes. Henle Brothers.

A full statement of the controversy between the Broadway tailor and Messra. Melliss & Ayers, of the Irving House building, and of the important questions of law in the case will be found in our law intelligence. The Jury disagreed on the question of damages.

George R. Cromwell, mentioned in vesterday's TRIBUSE in connection with the abortion case, states that he has no knowledge of the parties implicated in the malter, and never had anything to do with them.

No INCREASE OF PAY .- The motion to raise the pay

of members of the Common Council was fost in the Board of Councilmen last night, and settled by recon adering and laying on the table. How long the subject will rest is doubtful, but it ought to sleep forever. DEATH ON A FERRY BOAT .- Wm. Van Pelt, a porter in the clothing store of Brooks, Bros., Catherine

street, was taken suddenly ill on Thursday night on

board one of the Brooklyn ferry boats, and died before the heat reached her dock on this side. His remains were taken to his late residence, No. 43 Henry street, where an inquest will be held upon them to-day. The deceased leaves a wife but no children. We understand the Pudner & Russell Guard intend.

giving a ball at the City Assembly Rooms on Monday evening, Feb. 16, the proceeds of which will be prosented to the Printers' Free Library. The Company is composed of printers, and as their object is truly commandable, we trust they will meet with success.

Commissioners of Police -The Commissioners of Police met yesterday afternoon in the Mayer's Office, and continued the trial of Captain Russell of the Thirteerth Ward. Present, Mayor Wood and City Judge Russell.

Officer Nevins of the Thirteenth Ward was exam ited in support of the second specification and testified that on the 10th of June last Captain Russell charged him with standing in the street and talking with abandoned women.

Jacob Ferdan was next examined. Has been acquainted with Captain Russell twenty-five years; there was a riot in Clinton street in June last; saw the Captain at the Station-House at that time; he sent some of his men to the riot but did not go himself; the riot was near the Station-House. Thomas Steers, a Policeman of the Thirteenth Ward.

withread the riot in Clinton street; Captain Russell was not there, and the fight lasted about half an hour. In consequence of the absence of witnesses for defence, the case was postponed till next Tuesday, notwithstanding the entreaties of a young lawyer whom the Commissioners have permitted to act as a sort of prosecuting counsel, to wind up the investigation at once. He "for one, did not want to come Lere day in and day out, and," he asserted, that "he was prepared to sit till midnight in order to finsh the

DEATH FROM NEGLICENCE OF THE POLICE .- OR Thursday evening a man named Henry C. Hurley was found insensible near Fulton Ferry, and taken to the Second Ward Station-House. He was there placed in a cold cell, and in the morning, being unable to walk, was carted to the Tombs, but before reaching it. died. Coroner Perry held an inquest upon the body when one of the Lieutenants of the Sec and Ward Police stated, in evidence, that when deceased was brought in he was drunk. Dr. Simmons, who saw him soon after he reached the Station-House, testified to the contrary, and said he did not think deceased was a drinking man.

Dr. Christopher Weltje made a post-mortem exami nation of the body, and testified that he found that deorased had a cancer of the stomach, and an atrophiad heart. He believed that deceased would soon have died of disease, but that exposure to cold and want of care previous to his admission to the City Prison was the immediate cause of death.

The verdict of the jury was, "Death by exposure "to the inclement weather, the predisposing cause be "ing cancer of the stomach and atrophied heart,"

HEAR BOTH SIDES.

To the Editor of The N. Y. Tribuna.
Sen: As publicity has been given through your paper telefore to a matter said to have taken place in the School or Randa 's Island (in which I am Principal), I ask that judgment nut be suspended until the affair has been investigated by the Trustees of the Thirteenth Ward. Yours &c., SUSAN JACKSON.

SIRIOUS BLASTING ACCIDENT—FOUR MEN MUTI-LATED — Four abovers ramed Terry Farley, Owen Rubel, Win, Breman and Phillip Cabill were restorded brought to the New-York Brosphia sudering from injuries consisted by the premark-explosion of a blast at Regge, Hill, N. J. Farley, it appears, was ramen's home-the wal, when a spark ignited by friction, set first to the powder and the explosion followed. Farley was right fully injured, and in all probability will not recover. The others were severely, but not dangerously but. On this same job several man were killed by an explosion a few weeks ago.

CHILD DESERTION -A male child about two weeks he was left, on Thursday evening, in the doorway of Niblo's select, certain of Grashy and Prince-sta, by some person uncown. The Police found the infant and conveyed it to the kima floure.

RUS OVER BY AN EIGHTH AVENUE CAR -Francis inoger, a boy 15 years of are, was run over on Fridgy morning an Fighth are time ear, and had one of his feet and ankles rill y crushed. He was at the time of the occurrence, in the of juncting upon the feet platform of the car, while it was using Nitsteenth arrest, and slopped, falling before the wised e Police took him to his residence, No. 154 West Nineteenth are.

ARREST OF SHOP-LIFTERS .- Two Germans named ARREST OF SHOP-LIFTERS.—Two Germans named One Schroder and Chales Segmand, perioday entered the store of F. M. Jone & Co., No. 7. Warren street, under presence of making a purchase of siles and eating, and while at the counter Schroder was seen to steal and socrete under his ordered two precess of vesting valued at #10. No notice, apparently, was taken of the act by the person in strendards, but information was tent to the office of the Chief of Police, and Officer Veldram proceeded to the store and arrested the German before they had stellen enough to satisfy themselves. The resing as found in possession of Schroder, at I he and his friend were locked up by Justice Brentan.

THE PANEL GAME - Louis and Ann Welch, occu-THE PANEL GAME - Louis and Ann Welsh occu-pying the premises No. 50 Crosby street, were systemedy ar-rested, charmed with rebblus a Southerteer, calling himself J. Y. Hendersen, of \$50 by the panel process. Henderson, it ap-pears, was accessed by the woman Welsh in the street, and went to her spartments with her. While there twisted a third justs cropt through a secret window and abstracted the mounty from Herderson's very, which was lying upon a chair. After Henderson had caused the street he was unwilling to proceed further, and the existence against the prisoners not being aff-nicient to hold them the magistrate, Justice Wood, let them go,

FATAL ACCIDENT - Corner Connery held an in-quest at Pier Ne 11 North Birer upon the body of James Sel-don, an English seller, & years of are, whose death was caused by tracture of the shell sustained in consequence of a block having follow from the rigging of the salp Typhoon upon his head. Verdict, "Accidental Death." TEAS. -THE CANTON TEA COMPANY have on

hand every variety of True for Grocers, Tea Design, and parties—Souchong, Colong and Young Hyson, from the to Son, Gunpowder and Imperial from Mon to Son,—all other qualifies equally low. Also, 3th borse of rood Funnyl Tue for one dotar. Call and examine—No. 155 Chathamat, between Pearl and Rootsvales.

HERRING'S PATENT CHAMPION FIRE-PROOF Saves, Nos. 135, 157 and 139 Water-st., and No. 5 Murray-st. New-York.

[Advertisement.]

Gas Works for villages and cities, or large prirate establishments on a plan recently perfected and warranted
superior to all others in amplicity, eatery and secondary. See
advertisement in this paper.

BARNUM'S MUSEUM. - The ORPHAN OF GENEVA DARS OF SHIPS, M. - THE CHIPMAN OF ORDERS IN a very popular, a mest unexceptionable and exceedingly in-terceding piece, will be presented here THIS ATTERON and also THIS EVENTAGE, in addition to the convolution and artistle control tops of the great Arabian crite the Suzzery of THE DESERT. This is a combination of attractions seldom witnessed.

"WOODIAND CREAM"-A Pomade for beauti-WORDLAND CREAM —A FORMAC for breaking by the Hair, highly perfumed, superior to any French studie inspected, and for half the price. For dressing Ladies' flor it has no equal, aring it a built, given appearance. It caims freely may be a for the more matured manner. It removes Dar druff, always giving the Hair the appearance of being freely shampesed. Price only 50 eruts. None grounde unless states! Farshogs & Co., Proprietors of the "Balm of a Thousand Flowers." For sale at an Druggieta.

THE OXYGENATED BITTERS are doing wonders in the core of Dyspoguia, Debitity, Jaundice and Liver diseases.

Among the thousand and one preparations that have come up for these diseases, and those of a kindred nature, this alone ap

TRAVELERS GUIDE.

TIME OF R. R. TRAINS LEAVING NEW-YORK.

HUDSON RIVER BOAD.—Theput our Warran at and W Stimeral
5.00 a. m.—Through Express to Albury and Troy, and ships declared.

5.00 a. m. Sang Sing Way and of Passenger stations.

5.00 a. m. Poughteeput Way Passenger and Mail, all stations.

500 a. m. - Nog Sing Way and an Faterager and Mad, all stations
1015 a. m. - Thereigh Express and Mad, all stations
1015 a. m. - Thereigh Express and Mad, all stations
1020 a. m. - Postatherpus Paterager, all stations
5.00 p. m. - Fountherpus Paterager, all stations,
6.00 p. m. - Fountherpus Paterager, all stations,
6.00 p. m. - Fine Sing Paterager, all stations,
6.00 p. m. - Postation Way Paterager, all stations,
6.00 p. m. - Postation Way Paterager, all stations,
6.00 p. m. - Postation Way Paterager, all stations
6.00 p. m. - Through Preside and Emergent, all stations

RANLEM ROAD — Depot, corner of White and Creater streets. I fill a. m. . Mad and Way, all stations beyond Walliams Bridge. 17:30 p. m. Millerton Train, Win's Bridge and all of a blod Whate Plains, 400 p. m. — Cruton Falls was Trains and Mary Chair estations. 400 p. m. — Cruton Falls Way Train, all networks. Trains for Williams Bridge, 7 and 10 a. m. 1. 3.0. and 11.50 p. m. Trains for White Plains, 18.30 a. m. 2.50, 5.30 and 61.5 p. m.

NEW HAVEN ROAD - (Depot, Broadway and Canal strott.)

1-00 s. m - Accommodation Drough all Statinas.

8-00 s. m - Bartin Kryeres, Standard and Broderport selfy.

New m - Accommodation Through all distincts.

2-00 p. m - Borton Kryeres, Standard, Norwald, Bridgeport,

3-00 p. m - Express and Accommodation Princets, south all stations.

4-00 p. m. - Accommodation Drough, all stations to Norwald.

6-00 p. m. - Sorrack Special, all stations to Norwald.

6-00 p. m. - Port Chester Special, all clations to Port Chester.

LONG ISLAND ROAD .- (Depot. South Ferry, Breaklys.)

EEIF ROAD. The pot, find of Diame street, North River.]
560 a. m.—Outwille Milk Train, all eithers.
650 a. m.—Halbe and Dender Exposes, chief stations.
653 a. m.—Mail, an etallous except four.
160 m.—Citano Exposes, principal estimate.
160 m.—Citano Exposes, principal estimate.
160 p. m.—New Lurch Exposes and Ottoville Way, all stations.
160 p. m.—New Lurch Exposes and Ottoville Way, all stations.
160 p. m.—Reingrunt, nearly all stations.

SEW JERST ROAD.—(Depot, fact of Coartlandt street, N. R.)

\$60 a.m.—Hal and Express Unrough, principal stations.

1146 a.m.—blot and Express Unrough, principal stations.

1240 m.—A. commission Drough, all stations is stations.

\$400 m.—New Brincawick, all stations to New Brincawick.

\$400 m.—New Brincawick, all stations to New Brincawick.

\$400 m.—New Brincawick, all stations.

\$600 m.—New Brincawick, all stations.

\$600 m.—New Brincawick, all stations.

\$610 m.—New Brincawick, all stations.

\$750 m.—New Brincawick, all stations.

Trans for Radway leave at 100, 10,11 m., 13 m., 5 329, 6, 5, 4 5 p. m.;

Trans for Newark leave nearly every half boor.

MORRIS AND ESSEX HOAD - [Depot, foot of Constitution, N. R.5] from a m. - Hecketterow Parenger, all stations. 1800 a.m. - Cheman and Milliourn Accommodation, all stations. 300 b. m. - Hecketterium Passenger, all stations. 340 p. m. - Marciettews Accommodation, all stations.

NEW JERSEY CENTRAL ROAD - (Depat, For No. 8, North River.)

CAMDEN AND AMBOT ROAD.—[Depot, Fier No. 1, Battery 3 6000 a.m.—Phile deplor Through, all distions 1.500 pm. Engrant through to Philadelphia, all distincts 8000 pm.—Express, through to Philadelphia, all distincts 8000 pm.—Express, through to Philadelphia, principal distincts. All up to Engrant Through all distincts.
All up by secandulate John Potter, Alles and Transport, to Amboy.

BROOKLYN ITEMS.

New PROTERTAN CHURCH IN BROOKLYN .- We are informed that a meeting is to be held this evening at the Hall of the Presbyterian Institute, Livingston, near Court street, for the formation of a New Unitarian Congregational Society in South Brooklyn.

We are also informed that the movement is based on the confident hope and expectation that they may secure the services of one of the most able and popular men of the denomination as Pastor.

The Right Rev. Dr. Hopkins, Bishop of Vermont, will preach in St Peter's Church, State street, near Bond, Brocklyn, on Sunday morning.

Sunday School Anniversary in the afternoon at o'clock. Service, as usual, in the evening, at 7 |.

DEMOCRATIC PRIMARY MEETINGS .- The Democrats held their Primary Meetings on Thursday night at the call of the City Committee, to elect four Delegates from each Ward to form one General Committee for the year 1857, and Ward Committees of seven each. There was considerable opposition in many of the Wards, and in some Wards two tickets claim to be elected. The Delegates are to meet at the Democratic Headquarters in Pierrepont street, on the evening of Wednesday, Jan. 28, to organize.

The County Committee don't appear to come into the races. They have called a meeting at the Eagle House, in Fulton street, on Tuesday evening next, for the purpose of appointing Inspectors, and naming the time of helding meetings for the election of Delegates. The object of the City Committee was to consolidate

THE CARS.—The cars on the Fulton Forry and Preciping the commenced running posterilay morning. The The Cars.—The cars on the ration revival and recognized the common development of the Company experienced considerable difficulty in keeping the condition. As fast as they cleared the since of on some parts at the line, the indignant inhalitants would thrue it head upon the tracks, and heap it up so high that it was impossible to get long. This was especially the case in the richity of the Navy New Cartes and the control of First was especially the case in the richity of the Navy Cartes of First wheel in the Exaten Dis-Yard, and along some parts of First street in the Featern Field. The Company, however, by perseverance succeeded in clearing the track and minuting their are.

BIRTH AT THE CITY HALL -On Thursday a we man named Eliza Mason cases to the office of the Superintend-ent of the Poss, in the City Hall. She was conducted into a side room, set apart for the accommodation of invited guests. Shortly after she gave birth to an invant, to the great supprise of the officers. Excludes Striker did all in his power to make the worms comfortable, and as soon as circumstances permitted she was sent to the Lying in Hospital at Flatbush. The child was all how

The body of a dead infant was found the same day

Ronnery -The coal office of the Lackawana Com puny in Atlantic street, was entered by thleves at noon yester-day and robbed of about \$130, which was taken from the drawer. The drawer contained three or upsatments, in the last of which were some \$.700, which the thieves, to doubt to their great regret, did not see. The proprietors were absent at dinner at the time.

ALARM OF FIRE.—An alarm of fire was occasioned e the Third District on Thursday night, by the burning of himney in Court street, near Buder. The engines turned ou out there was no occasion for their services.

THE PROPERTS STREET,—Robert Johnson, the man mentioned yesterday as having been found inscessible in Seventh street on Wednesday right from the effects of a dose of landsman, slied at the Fish District Station-House on Thursday right. The Cotoner will hold an inquest to-day.

Spanish Coin .- At the Williamsburgh Fefries the Spanish coin is only received at the reduced valuation. The corner gracerymen are not to be lane out of their four per cent. Where they before charged a shifting for an article and of course took the benefit of the old half court, they now charge 15 cents

CHEAT -An enterprising rum dealer in Williams bargh advertises "Roun, em, brandy and pure spirits for 50 cen per grilen" Some two years since, at a Conone's inquest, was shown that a glass of brandy stilled a boy. The person wi-sold it resuffed that it "ought to be good; the brandy cost

LAW INTELLIGENCE.

SUPREME COURT-CIRCUIT-JAN. 21-Before Judge

ASAULT AND BATTENY ON AN AUBANY BOAT.

Edgar Sleight act. Joseph W. Hancox.

This is an action of assoult and battery growing out of the following facts:

Mr Sleight bought a ticket for Albany by the steambeat. Hero and took passage in her on the 3d day of May 1854. He co-cluded, however, to stop at Newborgh, and attempted to go ashore there showing his Albany ticket. That would not do, however, the fare for Newburgh being higher on the river lines at that time than for Albany, and the clerk and captain refused.

Albany ticket. That would not do, no vever, the lare for Newburgh being higher on the river lines at that time than for Albany, and the clerk and captain refused to allow him to land unless he would pay the difference. They succeeded in preventing him from going by the gang-plank, but he leapt ashore from the boat's stern. Art. Sleight now brings this action against the captain, cleining \$1.000 damages.

The special defense, in addition to a general denial, relied upon, was that the captain had a legal right to detain a passenger who would neither show the proper teket nor pay the passage money. A demurrer interposed to this part of the answer was sustained by the Court when the case first came up, and the Jury were instructed in conformity with that bodding to-day.

They were told that the conductor of a public conveyance could put out any person who refused to pay the customary fare, or comply with remonable regulations, or could keep possession of his baggage until the fare was said; but that he had no right to detain him on it at in after he wished to leave. The simple question for them to pass on was: "Did the defendant assaulit the plaintiff."

Sesied verdet. Judge Dean for plaintiff; E. W. Struchton for defendant.

sault the plaintiff."
Seeled verdlet, Judge Dean for plaintiff; E. W. Strughton for defendant.
McMullen ast. The Mayor, Ac., of New York, impleaded with Downing, City Inspector, and William B. Reynolds.
This action, which has been on for three days, is brought to recover damages laid at \$10,000 for an alleged uni-

source created between the Fall of 1985 and the Spring of 1996, near the feet of Thirty fearth street, East River. In the concern by the defendant Reworlds, of the blood and wife of other lets of the feet of the city us der his offsi centrare of a pril 2, 1992. The plaintiff claims that right neares ward by him on First avonue and Tristy-fourth source ward by the most during that period by the reissure to the above amount. The extinent was quite streat that the place had been rendered very offensive by the effective field of the product of the stream of the first stream of the stream

The Court ordered that the Corporation about a mead in answer to mit the new phase of the case presented by take at of discontinuance. The Court directed that the case should a new to the Jury for that purpose; but the psinitiff sounds, after the tall of the part of the same while the amendment of the answer, wishing to amend the campiana and procure other testimony, by leave of the Court with we a Jurer and the cause went off. John B. Fogerty and James M. Greard and M. Buckley for plaints! Judge Hamonds for defendant Reynolds, and M. V. B. Wilcoxson for the other defendant. defendants.
Sectial Trans-Jan. 21 - Before Judge Clears.

CONTROLLER FLAGG TO HAVE HIS ALLOWANDE, The Prophers rel John S. Ohes at Assaria C. Flags C. This was a motion to open an extra allowance of \$475 made to defendant, and for a re-taxation of south in this cause which is the famous controversy with re-gard to the Controllership.

The Court decided this morning that the items under

the bead of disbursements marked "sundry expenses," should be struck out (\$179), the rest of the costs, will the additional allowance, to stand.

Brecklyn White Lead Company agt. Messury.

Motion to amend answer granted on payment of \$60 Motion granted.

Motion granted.

Cowas agt. Bull.

Motion granted without costs.

Holden agt. Blaves.

Order of discontinuance vacated. Stewart agt. Lippinest. Order discharged without costs. oardman agt. Gamber. Motion granted.

SUBROGATES COURT-Jan. 23. Before A. W. Bainreas

SUREOGATES COURT—Jan. 23.—Before A. W. Baser and THE EXECUTORSHIP OF THE WILL OF ANSON G. PHELFORM. In the matter of the Will of Anson G. Phelps, deceased. The widow of the late Anson G. Phelps having at first alone qualified as executrix of his will, William K. Dodge, who was named jointly with her, now applies for letters testamentary. The application is expected on the ground that there is a suit pending in the Supreme Court for an injunction forbidding Mrs. Phelps to proceed to act as executrix as being quite aged and disqualified for active business, and for the appointment of a receiver to take charge of the estate; and on the further ground that Mr. Dodge, being a member of the firm of Phelps, Dodge & Co., has so much interest in the disposition of the assets, that ha cught not to be appointed to take care of them.

The matter was argued by Messes. Thayer and Arnoux for, and Messes. Owen and Cutting against issuing the letters.

The Surrogate decided that there was neither authority under the statutes nor sufficient reason in the facts presented, to justify his interference. He therefore granted the letters testamentary to Mr. Dodge.

THE WILL OF JAMES BACH.

granted the laters teatamentary to Mr. Dodge.

THE WILL OF JAMES BACH.

This investigation was continued to-day. Mr. Merrill, coursel for the proposents, cross-examined James B. Hayser, who was examined in chief day before yesterday by the contestats. Mr. Mortill's questions were mainly directed to prove that Bach did not wish to see the witness, and acted as he did in order to keep bim at at a distance. Witness, however, stated our fact which went against his theory. At one of their interviews the deceased he said, took his hand cordially between both of his, the tears starting from his eyee with jey at seeing him. After the usual interchange of civilities, however, Bach boke off from what he was saving all at once, and talked irrationally for a time. saying all at once, and talked irrationally for a time Nothing tending materially to shake the witness's tests mony on the direct was elicited.

COURT OF COMMON PLEAS—SPECIAL TERM—Jaw. 24.—
Before Judge Ingranaw.

John Schuck agt. Michael K. Wilson.

Motion dismissed with \$10 costs.

William Knowlein agt. Benjamin De Forest.

Motion to vacate order of arrost denied, with \$10 costs to plaintiff, to abide event.

PART II —Before Judge Brady.

THE INVINCE HOLES AND THE TAILOR.

THE IRVING HOUSE AND THE TAILOR.

James E. Hadden agt. Davis M. Meilles, John D. Ayers and
Lawson Carter.

The trial of this action, waich has occupied three

The trial of this action, which has occupied three days, was concluded to day.

The questions of law involved are of so much penatical importance to our community, that we take the liberty of again recapitulating the facts out of which they arise, in order to prevent them more clearly.

The plaintiff is lesses of the first floor of the building No. 283 Broadway, which he has occupied for the last two years as a tailor's cetablishment. In the month of March last, the defendants, Medius & Ayers, lessed the whole of the building of their exceleredayt. Lawson Carter (who is the owner of the premises), subject to the lesse held by Hadden. Medius & Ayers found it expedient to rebuild, and all the transite, except Hadden, gave them permission so prentiers), subject to the lease held by Hadden. Melies & Ayers found it expedient to rebuild, and all the tenants, except Hadden, gave them permission so to de, and abandoned their leases of the building adoining. Hadden refused to vacate unless he was well paid. Regarding Hadden's demand as exorbitant, the cefu dants force down the whole of the building No. 283 Broadway, and the adjustion, building No. 283 cefendants tore down the whole of the building No. 283 Breadway, and the adjoining building, except that part held by the plaintiff, and in its place built a marble edifice on the site of the old Irving House, part of which new building is erected over the claimtiff satura. The little one-story shop of the plaintiff has for months past attracted much public attention and still outches the eye of every person who enters Stewart's.

The plaintiff brings the present action to recover damages for alleged invasion of his rights; and the question is, how far, if at all an occupant of a part of a building, or the landlord, can alter or rebuild that part which he holds.

Judge Brady, after the counsel for both parties had

Judge Brady, after the counsel for both parties had

summed up at great length, charged the Jury very This being in its nature an equitable action, he said, it is necessary that application should be made to the Court, after you have passed upon the issues to be submitted to you, for such judgment es, upon your finding and the pleadings, the Court shall consider just; and this proceeding is shiely to satisfy its conscience. For this reason I have limited the discussion of the legal

this reason I have limited the discussion of the legal questions involved in this controversy, and for this reason, also, I shell abstain from explaining to you the law by which your deliberations are to be governed, except to state that it must be assumed that the relation of landlord and tenant existed between these parties, or at least that the law of landlord and tenant applies. By this law of landlord and tenant you are aware that the landlord, during the term of the lease, has no right to interfere with or interrupt his tomant in the beneficial use or enjoyst ent of his premises.

The Judge, after submitting two questions to the Jury (which will be fourd below) concluded by saying:

"It may be (and with this view one of the questions submitted to you has been framed) that the right to after premises is inherent in the ownership of real cate, and where a part only is demised by alterations carried out with such one as to avoid any infraction of

iord, that that right may be exercised by alteration carried out with such care as to avoid any infraction of the tenant's ben-ficial use and occupation; in other words, that the right to build is incidental to the log-and may be exercised, provided the landlerd uses all remonable procaution not to interfere with the tenant's rights." The Judge then charged as to the measure of demance. demager.

demages.

Mr. Shea asked the Court to charge further:

1. That the demise of premises to one party, subject
to a prior lease of a part of the same premises to
snother party, does not, or itself, constitute the relation

enother party, does not, or itself, constitute the relation of lar dioid and tonant.

2. That the Jury are, by the law, limited in the amount of their verdict to a fair estimate of the injury cone to the plaintiff, if any, unless they find express malice in the sets of the defendants.

3. That the defendants are not liable for the consequences of their lawful act, upon all or part of the buildings which were their premises.

4. That there is no evidence in this action that the defendants Mellies & Ayers have recognized or adopted the plaintiff as their fenant by any affirmative act.

The Court charged the fourth proposition, but refused to adopt the others, to which Mr. S. excepted.

Mr. Shee—I also ask your Henor to charge that the Jury are not to consider plaintiff's course fees in their

arr. Spec.—I also saw your richor to charge that the farry are not to consider plaintiff a counsel fees in their estimate of damage as spoken of by plaintiff a counsel. The Court—Gentlemen, the plaintiff is not entitled to counsel fees; and if he were, there is no proof as to the amount of counsel fees in this case. He cannot rethe amount of coursel fees in this case. He cannot re-cover for counsel fees.

The following are the lesues which were submitted to

The following are the lesues which were submitted the jury:

1. Did the making of the alterations made by the defendants, in or to the premises, of which plaintiffs tenement formed a part, interfers with or interrupt the beneficial use or enjoyment of the premises? And if yes, what damages clib he sustain in consequence of such interference or interruption?

2. Did the defendants, in making the alterations, adopt reasonable and precautionary means to avoid interfering with or interrupting the plaintiff's beautionisting with or interrupting the plaintiff's beautionism, in the additional to 10 p. m., when they brought in a scaled verdict, which was opened this morning. It was found that they answered both quastions in the affirmative, but disagreed upon the quastion of damages, so that their finding is practically at no account.

COURT OF GENERAL SESSIONS-JAN. 23-Before Judge Jeremiah McCauley was tried and convicted of high-

Jeremiah McCanley was tried and conviced of incluway robbery on the person of Barney Coegreys, of Helife Plymonth street, Brooklyn. Sentence, fitteen years
and six menths, State Prison.

Michael Nagent was tried and convicted of highway
robbery, garroting Archibald Valaile, of No. 199 Best
Thirty first street. Sentence, State Prison for the
James Wines pleaded guilty to assent; and bettery m

heir doings. He was in favor, even if Horace receip should apply, of admitting him, so that for being present in their body, he could see what